

1 Michael D. Mazur, Esq.
2 Nevada Bar No. 011202
3 4262 Blue Diamond Blvd., Suite 238
4 Las Vegas, NV 89139
5 Telephone: (949) 322-1618
6 mdmazur@gmail.com

7 *Attorneys for Defendants,*
8 *VICTORIA L. GUNVALSON,*
9 *MICHAEL NICOLSON, COUGAR JUICE VODKA, LLC*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 ROBERT WILLIAMSON, III, an individual,
13 VICKI's VODKA, LLC, a Nevada limited
14 liability company,

15 Plaintiffs,
16 vs.

17 VICTORIA L. GUNVALSON, an individual;
18 DAVID BROOKS AYERS, an individual;
19 MICHAEL NICHOLSON, an individual;
20 COUGAR JUICE VODKA, LLC, a California
21 limited liability company; SWEETWATERS
22 DISTILLERS, INC., dba STILLWATER
23 SPIRITS; WOO HOO PRODUCTIONS, LLC, a
24 California limited liability company; DOES 1
25 through 10; ROE ENTITIES, 1 through 10,

26 Defendants.

Base Case No.:
2:13-cv-01019-JAD-EJY

Member Case No.:
2:13-cv-02022-JAD-GWF

**DECLARATION OF MICHAEL D.
MAZUR, ESQ. IN RESPONSE TO
ORDER TO SHOW CAUSE**

27 COMES NOW, Defendants and counter-claimants, VICTORIA L. GUNVALSON,
28 MICHAEL NICOLSON, COUGAR JUICE VODKA, LLC, hereby files the Declaration of Michael
D. Mazur, Esq. in Response to Order to Show Cause (the "OSC") for failure of to appear at the June
7, 2021 scheduled calendar call. Pre-Trial Conference.

1. I am an attorney duly licensed to practice law before this Court. I have personal knowledge

1 of each fact stated herein, except for those stated upon information and belief, and to those,
2 I believe them to be truthful. I am competent to testify as to the facts stated herein in a court
3 of law and will so testify if called upon.

- 4 2. On March 3, 2021, this Court issued its PRETRIAL ORDER wherein it set the calendar
5 call for the above matter for June 7, 2021. Further, this Court set a deadline to file the
6 witness list, exhibit list, trial briefs and proposed findings of facts and conclusions of
7 law by June 7, 2021.
- 8 3. On June 7, 2021, this Court held its calendar call. Counsel for VICTORIA L.
9 GUNVALSON, MICHAEL NICOLSON, COUGAR JUICE VODKA, LLC did not make
10 an appearance.
- 11 4. My non-appearance at the June 7, 2021 calendar call was not intentional as I did not
12 receive notice of the hearing. I did receive any of the filings since December 2020 via
13 email or the courts ECF system.
- 14 5. In October 2020, I appeared telephonically as an attorney with a multi-jurisdictional law
15 firm, Rose L. Brand & Associates, PC with its home office in Albuquerque, New
16 Mexico. After the appearance, my email address for notices was updated to
17 michael.mazur@roselbrand.com.
- 18 6. In December 2020, my employment as an attorney ended with by the Rose L. Brand &
19 Associates law firm due to COVID-19 and family medical reasons.
- 20 7. As of December 2020, I was no longer actively practicing law with any law firm.
- 21 8. My email address was updated with the PACER/ECF system to mdmazur@gmail.com
22 and with the State Bar of Nevada. However, only the states of New Mexico, Oklahoma,
23 Texas and were updated with my new address and email address. The Nevada ECF was
24 not.

1 9. Each of the notices served in the above matter were sent to the Rose L. Brand law firm.

2 I was not notified of , nor did I receive copies of any of the notices by my prior law firm.

3 10. On the evening of June 7, 2021, I received a telephone call from my clients of the OSC
4 filing that was forwarded by their prior counsel Sean Reis, Esq.

5 11. On June 8, 2021, I sent an email to Plaintiffs' counsel, Mr. Wesbrooks, notifying him
6 of my new email address and requesting a copy of his filed Witness List and Exhibit
7 List. Further, I informed him that I would be filing a declaration in response to the OSC.
8

9 Based upon the foregoing, VICTORIA L. GUNVALSON, MICHAEL NICOLSON and
10 COUGAR JUICE VODKA, LLC respectfully request that this Court not enter default, and further,
11 not dismiss their causes of action and allow the filing of witness list, exhibit list, trial briefs and
12 proposed findings of fact and conclusions of law.
13

14 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is
15 true and correct.

16 Executed in Las Vegas, Nevada on June 8, 2021.

17
18 /s/ Michael D. Mazur
19 MICHAEL D. MAZUR, Esq.
20 Nevada Bar No. 11202
21 4262 Blue Diamond Blvd., Suite 238
22 Las Vegas, NV 89139
23 Telephone: (949) 322-1618
24 mdmazur@gmail.com
25
26
27
28

CERTIFICATE OF SERVICE

I, MICHAEL D. MAZUR, hereby certify that on June 8, 2021, I filed through the Court's ECF system and served either through the ECF system or by electronic mail the foregoing document described as: **DECLARATION OF MICHAEL D. MAZUR, ESQ. IN RESPONSE TO ORDER TO SHOW CAUSE** using the Court's electronic filing system. A copy of the foregoing document(s) will be served via the Court's electronic filing system on interested parties in this action, or by email/regular mail as follows:

A. Mark Wesbrooks
The Wesbrooks Law Firm, P.L.L.C.
Email: mwesbrooks@gmail.com

Edward Randall Miley
Miley Law Firm
Email: emiley@mileylaw.com

By: /s/ Michael D. Mazur
MICHAEL D. MAZUR, ESQ.
Nevada Bar No.: 011202